

# UTILITY PATENT APPLICATION TRANSMITTAL

(New Nonprovisional Applications Under 37 CFR § 1.53(b))

Attorney Docket No.  
**P1289 CIP**  
(2650/116)

## TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of inventor(s) THOMAS Q. DINH, JAMES DUFFY entitled DRUG-ELUTING STENT FOR CONTROLLED DRUG DELIVERY, for a(n):

- ( ) Original Patent Application.
- (x) Continuing Application (prior application not abandoned):  
 ( ) Continuation ( ) Divisional (x) Continuation-in-part (CIP) ( ) Regular Filing of Provisional of prior Application Serial No. 10/408,920 filed on April 8, 2003.  
 (x) A statement claiming priority under 35 USC § 120 has been added to the specification.

Enclosed are:

- (x) Specification; 29 Total Pages (including title page) (x) Drawing(s); 14 Total Sheet(s).  
 ( ) Oath or Declaration:  
 ( ) A Newly Executed Combined Declaration and Power of Attorney:  
 ( ) Signed. ( ) Unsigned. ( ) Partially Signed.  
 ( ) A Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)).  
 ( ) Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated herein by reference.  
 ( ) Signed Statement Deleting Inventor(s) Named in the Prior Application. (37 CFR § 163(d)(2)).  
 ( ) Power of Attorney. (x) Return Receipt Postcard.  
 ( ) Associate Power of Attorney. ( ) A Check in the amount of \$      for the Filing Fee.  
 ( ) Preliminary Amendment. (x) Information Disclosure Statement and Form PTO-1449.  
 ( ) A Certified Copy of Priority Documents (if foreign priority is claimed).  
 ( ) Statement(s) of Status as a Small Entity.  
 ( ) Copy, Statement(s) of Status as a Small Entity filed in prior application (status still proper and desired).  
 ( ) Other:

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	34 - 20	14	\$18.00	\$252.00
Independent Claims	3 - 3	0	\$84.00	\$ .00
Multiple Dependent Claims (if applicable) (\$280)				\$ .00
Basic Filing Fee				\$750.00
Total Filing Fee				\$1,002.00

- (x) The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 01-2525 (MEDTRONIC VASCULAR, INC.). A duplicate copy of this sheet is enclosed.  
 (x) Any additional filing fees required under 37 CFR § 1.16.  
 ( ) Any patent application processing fees under 37 CFR § 1.17.

Respectfully submitted,

By:

FRANK C. NICHOLAS  
Registration No. 33,983

Date: October 1, 2003

Correspondence Address:

CATHERINE MARESH  
MEDTRONIC VASCULAR, INC.  
3576 Unocal Place  
Santa Rosa, CA 95403  
(707) 566-1746 Telephone

I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22202-1450

By:

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